

ABGENIX.052A



PATENT

UNITED STATES PATENT AND TRADEMARK OFFICE

## TRANSMITTAL LETTER

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Enclosed is the following document to be filed in connection with the above-captioned Patent Application:

1. Establishment of Right of Assignee to Take Action and Revocation and Power of Attorney and copy of Assignment.
2. Return Postcard.

Please charge Deposit Account No. 11-1410 for any fees which may be required or credit any overpayment to this account.

Respectfully submitted,

## KNOBBE, MARTENS, OLSON & BEAR

Dated: April 30, 2004

By:

*Sheila R. Gibson*  
Sheila R. Gibson  
Registration No. 54,120  
Attorney of Record  
Customer No. 20,995  
(619) 235-8550



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant :	Floege et al.	)
		)
App. No. :	10/665,383	)
		)
Filed :	September 16, 2003	)
		)
For :	METHOD FOR THE TREATMENT OF NEPHRITIS USING ANTI-PDGF- DD ANTIBODIES	)
		)
Examiner :	Not Assigned	)
		)

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ESTABLISHMENT OF RIGHT OF ASSIGNEE TO TAKE ACTION  
AND  
REVOCATION AND POWER OF ATTORNEY

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

The undersigned is empowered to act on behalf of the assignee below (the "Assignee"). A true copy of the original Assignment of the above-captioned application from the inventors to the Assignee is attached hereto. This Assignment represents the entire chain of title of this invention from the Inventors to the Assignee.

I declare that all statements made herein are true, and that all statements made upon information and belief are believed to be true, and further, that these statements were made with the knowledge that willful, false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001, and that willful, false statements may jeopardize the validity of the application, or any patent issuing thereon.

The undersigned hereby revokes any previous powers of attorney in the subject application, and hereby appoints the following persons as its attorneys or agents to transact all business in the United States Patent and Trademark Office in connection herewith:

CIPE JC109  
MAY 03 2004  
PATENT & TRADEMARK OFFICE

App. No. : 10/665,383  
Filed : September 16, 2003

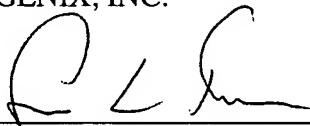
Name	Registration Number
Wendy Davis	38,427
Kausalya Santhanam	53,552
George M. Yahwak	26,824
Mei Benni	45,470

This appointment is to be to the exclusion of the inventors and his attorneys in accordance with the provisions of 37 C.F.R. § 3.71.

Please use **Customer No. 000037915** for all communications.

ABGENIX, INC.

Dated: 4/29/04

By: 

Susan L. Thorner  
Vice President, General Counsel and Corporate Secretary  
6701 Kaiser Drive, Fremont, California 94555

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Application No.: 10/665,383  
Filing Date: September 16, 2003

PATENT  
Client Code: ABGENIX.052A  
Page 1

### ASSIGNMENT

WHEREAS, I, Juergen Floege, a German citizen, residing at Medizinische Klinik II der RWTH Aachen Pauwelsstr. 30, D-52057, Aachen, Germany, have invented certain new and useful improvements in METHOD FOR THE TREATMENT OF NEPHRITIS USING ANTI-PDGF-DD ANTIBODIES for which I have filed an application for Letters Patent in the United States, Application No. 10/665,383, filed on September 16, 2003;

AND WHEREAS, Abgenix, Inc. (hereinafter "ASSIGNEE"), a Delaware Corporation, with its principal place of business at 6701 Kaiser Drive, Fremont, California 94555, desires to acquire the entire right, title, and interest in and to the said improvements and the said Application:

NOW, THEREFORE, in consideration of good and valuable consideration, the receipt of which is hereby acknowledged, I, the said inventor, do hereby acknowledge that I have sold, assigned, transferred and set over, and by these presents do hereby sell, assign, transfer and set over, unto the said ASSIGNEE, its successors, legal representatives and assigns, the entire right, title, and interest throughout the world in, to and under the said improvements, and the said application and all provisional applications relating thereto, and all divisions, renewals and continuations thereof, and all Letters Patent of the United States which may be granted thereon and all reissues and extensions thereof, and all rights of priority under International Conventions and applications for Letters Patent which may hereafter be filed for said improvements in any country or countries foreign to the United States, and all Letters Patent which may be granted for said improvements in any country or countries foreign to the United States and all extensions, renewals and reissues thereof; and I hereby authorize and request the Commissioner of Patents of the United States, and any Official of any country or countries foreign to the United States, whose duty it is to issue patents on applications as aforesaid, to issue all Letters Patent for said improvements to the said ASSIGNEE, its successors, legal representatives and assigns, in accordance with the terms of this instrument.

AND I HEREBY covenant and agree that I will communicate to the said ASSIGNEE, its successors, legal representatives and assigns, any facts known to me respecting said improvements, and testify in any legal proceeding, sign all lawful papers, execute all divisional, continuing and reissue applications, make all rightful oaths and generally do everything possible to aid the said ASSIGNEE, its successors, legal representatives and assigns, to obtain and enforce proper patent protection for said improvements in all countries.

IN TESTIMONY WHEREOF, I hereunto set my hand and seal this 11 day of March, 2004.

Juergen Floege

WITNESSED BY:

Witness Signature

Markus Ketteler

Witness Name

March 11, 2004

Date

Application No.: 10/665,383  
Filing Date: September 16, 2003

PATENT  
Client Code: ABGENIX.052A  
Page 2

IN TESTIMONY WHEREOF, I hereunto set my hand and seal this 20<sup>th</sup> day of February, 2004.

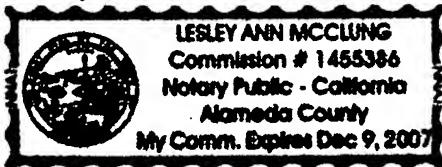
  
Gadi Gazit-Bornstein

STATE OF CALIFORNIA }  
COUNTY OF ALAMEDA } ss.

On 20 FEB 2004, before me, LESLEY ANN MCCLUNG personally appeared personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.

[SEAL]



Lesley Ann McClung  
Notary Signature

IN TESTIMONY WHEREOF, I hereunto set my hand and seal this 20<sup>th</sup> day of Feb., 2004.

  
Bruce A. Keyt

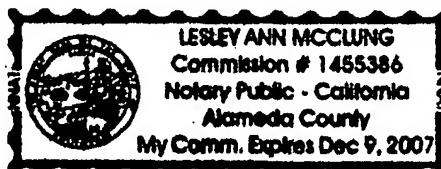
STATE OF CALIFORNIA }  
COUNTY OF ALAMEDA } ss.

On 20 FEB 2004, before me, LESLEY ANN MCCLUNG personally appeared personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.

[SEAL]

Lesley Ann McClung  
Notary Signature



IN TESTIMONY WHEREOF, I hereunto set my hand and seal this 18 day of February, 2004.

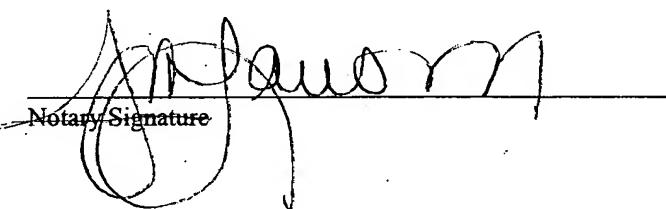
  
William J. LaRochelle

STATE OF CT }  
 } ss.  
COUNTY OF New Haven

On 2/18/04, before me, William J. LaRochelle, personally appeared personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.

[SEAL]

  
Notary Signature

IN TESTIMONY WHEREOF, I hereunto set my hand and seal this \_\_\_\_\_ day of \_\_\_\_\_, 2004.

Henri Stephen Lichenstein

STATE OF }  
 } ss.  
COUNTY OF }

On \_\_\_\_\_, before me, \_\_\_\_\_, personally appeared personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.

[SEAL]

Notary Signature

IN TESTIMONY WHEREOF, I hereunto set my hand and seal this \_\_\_\_\_ day of \_\_\_\_\_, 2004.

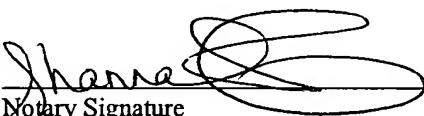
\_\_\_\_\_  
William J. LaRochelle

STATE OF }  
{} ss.  
COUNTY OF }

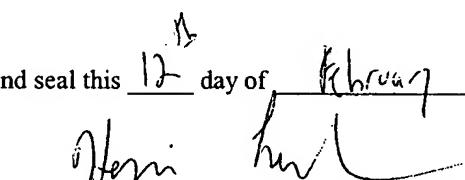
On \_\_\_\_\_, before me, \_\_\_\_\_, personally appeared personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.

[SEAL]

  
\_\_\_\_\_  
Notary Signature

IN TESTIMONY WHEREOF, I hereunto set my hand and seal this 12 day of February, 2004.

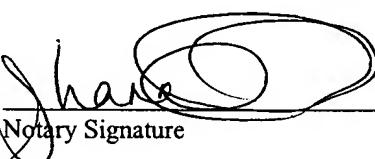
  
\_\_\_\_\_  
Henri Stephen Lichenstein

STATE OF Connecticut  
{}  
COUNTY OF New Haven } ss.

On 2/12/04, before me, Henri Lichenstein personally appeared personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.

[SEAL]

  
\_\_\_\_\_  
Notary Signature

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**SHANNA DAVIS**  
**NOTARY PUBLIC**  
MY COMMISSION EXPIRES JUNE 30, 2007